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CENTRAL FAX CENTER

Practitioner's Docket No. 100745.0021US1

JAN 19 2006

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of Bruce Donoho

Application No.: 09/317,303

Group No.: 3644

Filed: May 24, 1999

Examiner: Palo, Francis T

For: Unitary Configured Bird Repellent Apparatus

Mail Stop RCE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

REQUEST FOR CONTINUED EXAMINATION (RCE)  
(37 C.F.R. § 1.114)

1. Applicant hereby requests continued examination, in accordance with 37 C.F.R. § 1.114, for the above identified application.

## TIME REQUEST IS BEING MADE

2. This request is being submitted:

1. Prior to abandonment of the application

ENCLOSURES

3. Enclosed herewith is:

## CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\*

(When using Express Mail, the Express Mail label number is mandatory;  
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being

## MAILING

Is deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

Is with sufficient postage as first class mail

37 C.F.R. § 1.10\*

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Mailing Label No. \_\_\_\_\_ (mandatory)

## TRANSMISSION

X facsimile transmitted to the Patent and Trademark Office, (571) 273-8300.

Date

1/19/06

Signature

Jacquelyn Campbell

(type or print name of person certifying)

\* Only the date of filing ( § 1.6 ) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" ( § 1.10 ) or facsimile transmission ( § 1.6(d) ) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

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395.00 DA

Request for Continued Examination (RCE) (37 C.F.R. § 1.114)—page 1 of 3

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An amendment

**FEE FOR REQUEST (37 C.F.R. § 1.17(e)).**

4. This application is on behalf of small entity (and status is still as small entity)

Continued Prosecution Request Fee: 395.00

**FEE FOR CLAIMS**

5. The fee for claims (37 C.F.R. § 1.16(b)-(d)) has been calculated as shown below.

	(Col.1)	(Col. 2)	(Col. 3)	SMALL ENTITY			
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE		
TOTAL	25	-	25	= 0 x \$ 25.00	= \$		0.00
INDEP.	3	-	3	= 0 x \$ 100.00	= \$		0.00
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+ \$ 180.00	= \$		0.00
				TOTAL ADDIT. FEE	\$		0.00

No additional fee for claims is required.

**EXTENSION OF TIME**

6. The proceedings herein are for a parent application, and the provisions of 37 C.F.R. § 1.136(a) apply

Applicant believes that no extension of time is required. However, this is a conditional petition and authorization to pay the necessary fees to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

**TOTAL FEE(S) DUE**

7. The total fee(s) due is/are:

Continued Prosecution Fee (Section 1.17(e))	\$395.00
Fee(s) for additional claims (Section 1.16(b)-(d))	\$0.00
<b>Total Fee(s) Due.</b>	<b>\$395.00</b>

Request for Continued Examination (RCE) (37 C.F.R. § 1.114) - page 2 of 3

**PAYMENT OF FEE(S) DUE**

8. Please pay the fee(s) for this continued examination application as follows:

Charge Account 502191 the sum of \$395.00.

Please charge any required additional fee(s) for § 1.17(e), § 1.16(b)-(d) and/or § 1.17(a)(1)-(4) to Account 502191.

**INVENTORSHIP**

9. This application as amended names as inventors the same inventors as previously designated for the claims.

Date: 1/19/06



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